## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT WINCHESTER

JASON LEE SCHUTT,	)	
Plaintiff,	)	
	) Case No. 4:22	-CV-27
V.	)	
	) Judge Atchley	
STATE OF TENNESSEE,	) Magistrate Jud	ge Lee
LINCOLN COUNTY, TENNESSEE,	)	
CITY OF FAYETTEVILLE, and	)	
FOREST A. DURAD, JR.,	)	
	)	
Defendants.	)	

## **JUDGMENT ORDER**

In accordance with the Memorandum and Order entered herewith, Plaintiff's complaint fails to state a claim upon which relief may be granted under § 1983, and it seeks relief against a Defendant who is immune. Therefore, this action is **DISMISSED** pursuant to 28 U.S.C. §§ 1915(e)(2)(B) and 1915A.

Because the Court **CERTIFIED** in its Memorandum and Order that any appeal from this action would not be taken in good faith and would be totally frivolous, Plaintiff is **DENIED** leave to proceed *in forma pauperis* on any subsequent appeal. 28 U.S.C. § 1915(a)(3); Fed. R. Civ. P. 24.

The Clerk is **DIRECTED** to close this file.

SO ORDERED.

/s/ Charles E. Atchley, Jr.
CHARLES E. ATCHLEY JR.
UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT: <u>LeAnna R. Wilson</u> CLERK OF COURT